

# PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: ZANDER

|                                       |   |
|---------------------------------------|---|
| In re Application of:                 | ) |
| CHRISTOPH ZANDER ET AL.               | ) |
| Continuation Application              | ) |
| of Int. Application: PCT/EP02/09655   | ) |
| Int. Filing Date: August 29, 2002     | ) |
| For: USE OF FLUORESCENT DYES BASED ON | ) |
| PYRROMETHENE DIFLUOROBORATE           | ) |
| COMPLEXES FOR THE FLUORESCENT         | ) |
| MARKING OF LUBRICANTS AND FOR THE     | ) |
| DETERMINATION OF LEAKAGES IN          | ) |
| LUBRICANT SYSTEMS AND A               | ) |
| CORRESPONDING FLUORESCENT DYE         | ) |
| CONCENTRATE                           | ) |

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Express Mail mailing label number: EV 431637822 US  
Date of Deposit: February 27, 2004  
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450".

BARBARA ERNZERHOFF-SNOW

[Name of person mailing paper or fee]

[Signature]

SIR:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following references A) to B) which were cited in the International Search Report issued by the European Patent Office with regard to the corresponding International patent application No. PCT/EP02/09655. Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

| Country: | Patent or<br>Appl. No:                                | Patentee or<br>Applicant: | Issue or<br>Filing Date: |
|----------|---|---------------------------|--------------------------|
| A)       | USA 4,278,444   | Beyer et al.              | 07-14-1981               |
| B)       | Costela et al.: "Efficient and Stable Dye Laser ...." |                           | 07-16-2001               |

Copies of these references are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record.

- This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.
- This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.
- This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.
- This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.
- This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.

[ ] This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.

[ ] The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:

[ ] That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

[ ] That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

[ ] The fee of \$180.00 set forth in 1.17(p).

[ ] The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

[ ] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

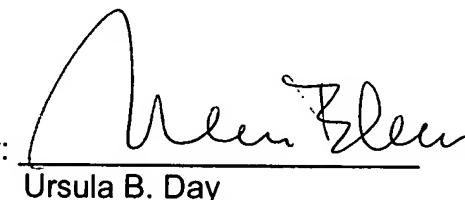
In order to satisfy the requirement under 37 C.F.R. §1.98(a)(3) for a concise explanation of the relevance of each item of information, applicant herewith submits a copy of the International Search Report.

The above-identified application discloses and claims an invention patentable over this prior art.

Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

Respectfully submitted

By:   
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Form PTO-1449

U.S. Department of Commerce  
Patent and Trademark Office

# INFORMATION DISCLOSURE CITATION

|                              |                         |                                |
|------------------------------|-------------------------|--------------------------------|
| <b>Attorney's Docket No.</b> | <b>Applicant</b>        | <b>International Appl. No.</b> |
| ZANDER                       | Christoph Zander et al. | Pct/ep02/09655                 |
| <b>Int. Filing Date</b>      | <b>Group</b>            | <b>Examiner</b>                |
| August 29, 2002              |                         |                                |

## **U.S. PATENT DOCUMENTS**

| Examiner Initial | Document Number | Date       | Name         | Class | Subclass | Filing Date, if appropriate |
|------------------|-----------------|------------|--------------|-------|----------|-----------------------------|
|                  | 4,278,444       | 07-14-1981 | Beyer et al. |       |          |                             |
|                  |                 |            |              |       |          |                             |
|                  |                 |            |              |       |          |                             |
|                  |                 |            |              |       |          |                             |

## **FOREIGN PATENT DOCUMENTS**

**OTHER DOCUMENTS** (Including Author, Title, Date, Pertinent Pages, Etc.)

Costela et al.: "Efficient and stable dye laser action from modified dipyrromethene BF<sub>2</sub> complexes", in: Applied Physics Letters, Vol. 79, No. 3, July 16, 2001

**Examiner:** \_\_\_\_\_ **Date considered:** \_\_\_\_\_

\*Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.